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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/722,614

11/26/2003

Ronald S. Karr

5760-09200

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10/23/2008

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.

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AUSTIN, TX 78767-0398

EXAMINER

TSAI, SHENG JEN

ART UNIT

PAPER NUMBER

2186

MAIL DATE

DELIVERY MODE

10/23/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RONALD S. KARR, OLEG KISELEV,
and ALEX MIROSCHNICHENKO

Application No. 10/722,614
Technology Center 2100

Mailed: October 22, 2008

Before KRISTA ZELE, *Deputy Chief Appeals Administrator*,
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on Aug. 18, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below:

INFORMATION DISCLOSURE STATEMENT

Appellants filed an Information Disclosure Statement (IDS) dated September 24, 2007. There is no indication on the record that the Examiner has considered the above IDS. MPEP § 609 requires the Examiner to consider any IDS filed by Applicant if timely submitted. A written communication notifying Appellants of the Examiner's consideration of the above IDS is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner to;

- 1) properly consider the IDS filed September 24, 2007;
- 2) to provide notification to Appellants as to the entry status of the IDS;
- 3) for such further action as may be appropriate.

If there are any questions pertaining to this order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ

rwk

cc: MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.
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